

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

TELCORDIA TECHNOLOGIES, INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 04-875 (GMS)
	)	
LUCENT TECHNOLOGIES, INC.,	)	REDACTED – PUBLIC VERSION
	)	
Defendant.	)	
	)	
<hr/>		
TELCORDIA TECHNOLOGIES, INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 04-876 (GMS)
	)	
CISCO SYSTEMS, INC.,	)	REDACTED – PUBLIC VERSION
	)	
Defendant.	)	

**DEFENDANTS' MOTIONS IN LIMINE**

YOUNG, CONAWAY, STARGATT &  
TAYLOR, LLP  
John W. Shaw (#3362)  
Monte T. Squire (#4764)  
1000 West Street, 17<sup>th</sup> Floor, P.O. Box 391  
Wilmington, DE 19899  
(302) 571-6600

*Attorneys for Lucent Technologies, Inc.*

MORRIS, NICHOLS, ARSHT & TUNNELL LLP  
Jack B. Blumenfeld (#1014)  
Leslie A. Polizoti (#4299)  
1201 N. Market Street  
Wilmington, DE 19899  
(302) 658-9200

*Attorneys for Cisco Systems, Inc.*

Original Filing Date: February 8, 2007

Corrected Filing Date: February 20, 2007

Redacted Filing Date: February 21, 2007

Defendants Cisco Systems, Inc. and Lucent Technologies, Inc. respectfully submit the following motions:

**Joint Motions**

- Exhibit 1     *Corrected Motion In Limine* No. 1 Re: Unsupported Damages Theories
- Exhibit 2     Motion *In Limine* No. 2 Re: Uncorroborated Evidence of Conception
- Exhibit 3     Motion *In Limine* No. 3 Re: Advice of Counsel
- Exhibit 4     Motion *In Limine* No. 4 Re: *Telcordia v. Fore Systems* License and Settlement Agreements

**Cisco's Motion**

- Exhibit 5A    Cisco's Motion *In Limine* No. 5 Re: Hyperbolic and Prejudicial Argument or Evidence

**Lucent's Motion**

- Exhibit 5B    Lucent's Motion *In Limine* No. 5 Re: References to the Alcatel-Lucent Merger

Counsel for the Defendants certify that, pursuant to D. Del. LR 7.1.1, the subject of the foregoing motions has been discussed with counsel for the Plaintiff and that the parties have not been able to reach agreement thereon. Counsel for the Defendants further certify that counsel for Plaintiff refused to confer about the subject of Plaintiff's motions *in limine*.

YOUNG, CONAWAY, STARGATT &  
TAYLOR, LLP

/s/ John W. Shaw

---

John W. Shaw (#3362)  
Monte T. Squire (#4764)  
1000 West Street, 17<sup>th</sup> Floor, P.O. Box 391  
Wilmington, DE 19899  
(302) 571-6600  
*Attorneys for Lucent Technologies, Inc.*

Corrected Filing Date: February 20, 2007

MORRIS, NICHOLS, ARSHT &  
TUNNELL LLP

/s/ Leslie A. Polizoti

---

Jack B. Blumenfeld (#1014)  
Leslie A. Polizoti (#4299)  
1201 N. Market Street  
Wilmington, DE 19899  
(302) 658-9200  
*Attorneys for Cisco Systems, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on February 8, 2007 I electronically filed the foregoing with the Clerk of the Court using CM/ECF, which will send notification of such filing to Steven J. Balick, John G. Day, Tiffany Geyer Lydon, Israel S. Mayergoyz, David A. Nelson, Neilesh R. Patel, John W. Shaw, John M. Williamson, Jack B. Blumenfeld, Jessica L. Davis, Sonal N. Mehta, Leslie A. Polizoti, and Edward R. Reines.

I further certify that I caused copies of the foregoing document to be served on February 8, 2007 upon the following in the manner indicated:

**BY HAND**

John G. Day  
ASHBY & GEDDES  
500 Delaware Avenue, 8<sup>th</sup> Floor  
Wilmington, DE 19801

John W. Shaw  
YOUNG CONAWAY STARGATT  
& TAYLOR LLP  
1000 West Street, 17<sup>th</sup> Floor  
Wilmington, DE 19801

**BY ELECTRONIC MAIL**

Steve Balick ([sbalick@ashby-geddes.com](mailto:sbalick@ashby-geddes.com))  
Tiffany Geyer Lydon ([tlydon@ashby-geddes.com](mailto:tlydon@ashby-geddes.com))  
John Day ([jday@ashby-geddes.com](mailto:jday@ashby-geddes.com))  
John Williamson ([john.williamson@finnegan.com](mailto:john.williamson@finnegan.com))  
York Faulkner ([york.faulkner@finnegan.com](mailto:york.faulkner@finnegan.com))  
Don Burley ([don.burley@finnegan.com](mailto:don.burley@finnegan.com))  
Israel Mayergoyz ([sasha.mayergoyz@lw.com](mailto:sasha.mayergoyz@lw.com))  
David Nelson ([david.nelson@lw.com](mailto:david.nelson@lw.com))  
Neilesh Patel ([neilesh.patel@lw.com](mailto:neilesh.patel@lw.com))  
John Shaw ([jshaw@ycst.com](mailto:jshaw@ycst.com))

**BY FEDERAL EXPRESS on 2/9/07**

Don O. Burley  
FINNEGAN, HENDERSON,  
FARABOW, GARRETT & DUNNER  
901 New York Avenue  
Washington, DC 20001

David A. Nelson  
LATHAM & WATKINS  
Sears Tower, Suite 5800  
233 South Wacker Drive  
Chicago, IL 60606

I further certify that I caused copies of the foregoing document to be served on February 20, 2007 upon the following in the manner indicated:

**BY ELECTRONIC MAIL**

Steve Balick ([sbalick@ashby-geddes.com](mailto:sbalick@ashby-geddes.com))  
Tiffany Geyer Lydon ([tlydon@ashby-geddes.com](mailto:tlydon@ashby-geddes.com))  
John Day ([jday@ashby-geddes.com](mailto:jday@ashby-geddes.com))  
John Williamson ([john.williamson@finnegan.com](mailto:john.williamson@finnegan.com))  
York Faulkner ([york.faulkner@finnegan.com](mailto:york.faulkner@finnegan.com))  
Don Burley ([don.burley@finnegan.com](mailto:don.burley@finnegan.com))  
Israel Mayergoyz ([sasha.mayergoyz@lw.com](mailto:sasha.mayergoyz@lw.com))  
David Nelson ([david.nelson@lw.com](mailto:david.nelson@lw.com))  
Neilesh Patel ([neilesh.patel@lw.com](mailto:neilesh.patel@lw.com))  
John Shaw ([jshaw@ycst.com](mailto:jshaw@ycst.com))

/s/ Leslie A. Polizoti(#4299)  
[lpolizoti@mnat.com](mailto:lpolizoti@mnat.com)

I further certify that I caused copies of the foregoing document to be served on February 21, 2007 upon the following in the manner indicated:

**BY ELECTRONIC MAIL**

Steve Balick ([sbalick@ashby-geddes.com](mailto:sbalick@ashby-geddes.com))  
Tiffany Geyer Lydon ([tlydon@ashby-geddes.com](mailto:tlydon@ashby-geddes.com))  
John Day ([jday@ashby-geddes.com](mailto:jday@ashby-geddes.com))  
John Williamson ([john.williamson@finnegan.com](mailto:john.williamson@finnegan.com))  
York Faulkner ([york.faulkner@finnegan.com](mailto:york.faulkner@finnegan.com))  
Don Burley ([don.burley@finnegan.com](mailto:don.burley@finnegan.com))  
Israel Mayergoyz ([sasha.mayergoyz@lw.com](mailto:sasha.mayergoyz@lw.com))  
David Nelson ([david.nelson@lw.com](mailto:david.nelson@lw.com))  
Neilesh Patel ([neilesh.patel@lw.com](mailto:neilesh.patel@lw.com))  
John Shaw ([jshaw@ycst.com](mailto:jshaw@ycst.com))

/s/ Leslie A. Polizoti(#4299)

lpolizoti@mnat.com